




FILE NO. A33941 - 067668.0137
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Leonard Scott VEIL
Serial No. : 09/855,898
Filed : May 15, 2001
For : METHOD AND SYSTEM FOR CONDITIONAL
INSTALLATION AND EXECUTION OF SERVICES IN
A SECURE COMPUTING ENVIRONMENT
Examiner : A. Fowlkes
Art Unit : 2122

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December 14, 2004

Michael McNamara (Reg. No. 52,017)

DECLARATION PURSUANT TO 37 C.F.R. §1.131

Commissioner for Patents
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

We, Leonard Scott Veil and Erica Elisabeth Tups, hereby declare as
follows:

1. Leonard Scott Veil and Erica Elisabeth Tups are joint inventors of the inventions as recited in claims 1-43 of the above-identified patent application.

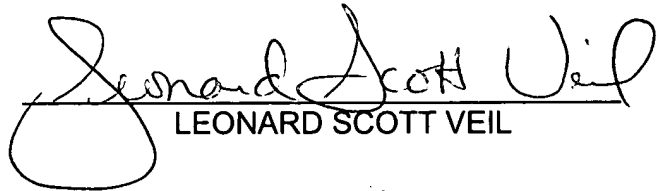
2. The inventions of claims 1-43 of the above-identified patent application, among others, were conceived and reduced to practice in this country, prior to March 19, 2001 (the "Critical Date"), which is the filing date of U.S. Patent Application Pub. No. 2004/0015961 entitled "Method and Apparatus for Automatic Prerequisite Verification and Installation of Software" of Thomas E. Chefalas (the "Chefalas Reference").

3. Leonard Scott Veil and Erica Elisabeth Tups had the inventions of claims 1-43, among others, reduced to practice prior to the Critical Date by implementing the concepts of the method and system recited in these using an Embassy system, and successfully testing them thereafter also prior to the Critical Date.

4. The announcement of the demonstration of the Embassy system, i.e. the Trusted Client PC solution, at the Fall 2000 COMDEX show is attached herewith as Exhibit A. The techniques specified in claims 1-43 of the above-identified application, among others, were embodied in the demonstrated Embassy system.

5. We declare further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issuing therefrom.

Date: 12/7/04


LEONARD SCOTT VEIL

Date: 12/8/04


ERICA ELISABETH TUPS

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EXHIBIT A



AMD and Wave Systems Demonstrate Trusted Client Computer Solutions For Secure E-Commerce and Services at Fall COMDEX

Las Vegas – November 13, 2000 Wave Systems Corp. (NASDAQ:WAVX) and AMD (NYSE:AMD) today announced they will demonstrate their first implementation of the Trusted Client PC solution, at the Fall 2000 COMDEX show.

Wave and AMD, based on a joint development agreement signed earlier this year, are developing a Trusted Client reference platform that is planned to enable greater security to be delivered to the PC.

The AMD and Wave reference platform is designed to be compliant with an evolving specification for PC trust and security developed by the Trusted Computing Platform Alliance (TCPA). Furthermore, AMD and Wave's solution adds significant additional functionality including user privacy options, distributed e-commerce and transaction capability. The open, programmable security hardware infrastructure has been designed to provide PC OEMS a template for building cost optimized Trusted Client PCs.

Secure applications to be demonstrated on the AMD/Wave Trusted Client platform at COMDEX – all powered by Wave's EMBASSY technology – are Secure Boot and TCPA integrity metrics, the Cyber-COMM secure e-commerce solution, and a metering application to support various commerce models for consumer entertainment content.

"Clearly the next wave of e-commerce will require personal computers and other platforms to protect the privacy and security of the consumer, including the protection of credit card numbers and other sensitive information, as well as protect digital content and enable such new services as pay-per-view and full function free trials," said Richard Heye, vice president and general manager, Texas Microprocessor Division (TMD).

The EMBASSY (EMBedded Application Security SYstem) Trusted Client platform is Wave's implementation of Trust @ the Edge, a new architecture for the Internet that moves core trust and security functions out to the edge of the Internet, and into end-user devices such as PCs, and peripherals. EMBASSY is an open and programmable hardware security co-processor subsystem designed to provide a platform capable of hosting secure application processing, and access to secure resources such as storage, time, cryptographic and key management. EMBASSY is platform independent, with robust interfaces and can be shared by multiple parties for trusted applications.

"By creating the framework to deliver security, trust and a broad range of new e-commerce service functions to PCs and other platforms, AMD and Wave are demonstrating leadership in transforming computing and the Internet," said Steven Sprague, president and CEO, Wave Systems. "With the EMBASSY Trusted Client architecture we are making it possible to provide users with the privacy options and security they want in their PC, protect digital goods and services for providers and enable new models of e-commerce."

The extended set of capabilities enabled by the Trusted Client architecture are designed to deliver a wide range of new content and services to users. By using any high speed network and Wave's Trusted Client architecture, consumers may be enabled to take advantage of a number of new distribution and buying models for content including rent-to-own, pay-per-view, as well as free trials of full-function software, games, music and videos. Businesses may eventually benefit from enhanced security in the use of emerging net-based tools such as Application Service Provider software delivery.

The solution developed by Wave and AMD will be demonstrated at Fall COMDEX, Las Vegas, November 13-17 in Booth L1573, North Hall, Las Vegas Convention Center.

About Wave Systems

Wave Systems' goal is to build a worldwide network of users based on trusted electronic relationships. Trust @ the Edge defines a new architectural model for the Internet, which embeds trust and security in every user device. Wave Systems is developing, deploying and licensing its EMBASSY Trusted Client technology for the mass adoption of this revolutionary model, integrating industry standard functions, from a wide range of partners that enable reliable, secure digital exchange and commerce over the Internet. At its core, Wave Systems is building the services, and enabling 3rd parties to build services that will take advantage of this new, open, Trust @ the Edge model.

For more information about Trust @ the Edge and Wave Systems visit: www.wave.com.

About AMD

AMD is a global supplier of integrated circuits for the personal and networked computer and communications markets with manufacturing facilities in the United States,

Europe, Japan, and Asia. AMD produces microprocessors, flash memory devices, and support circuitry for communications and networking applications. Founded in 1969 and based in Sunnyvale, California, AMD had revenues of \$2.9 billion in 1999. (NYSE: AMD).

For more information about today's announcement, please visit our virtual pressroom at <http://www.amd.com/news/virtualpress/index.html>. Additional press releases and information about AMD and its products are available at: <http://www.amd.com/news/news.html>.

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Safe Harbor for Forward-Looking Statements Except for the statements of historical fact, the information presented herein constitutes forward-looking statements within the meaning of the Private Securities Litigation Reform Act of 1995. Such forward-looking statements involve known and unknown risks, uncertainties and other factors which may cause the actual results, performance or achievements of the company to be materially different from any future results, performance or achievements expressed or implied by such forward-looking statements. Such factors include general economic and business conditions, the ability to fund operations, the loss of market share, changes in consumer buying habits and other factors over which Wave Systems Corp. has little or no control.

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